File

Sep: Rev: No 16 of 1869

(31)

Sls 1-14

Complaint of Mr S. J. Arathoon regarding the losses sustained by him owing to the destruction of Date trees by the Land owners

Indexed
Marriage Roll

No. 630

1870

I A 56.

From Wm S. J. Arathoon

To Bangalore

Dated 25 January 70.

Despatched

Received Rec'd 26th

Enclosures No.

General No.

No. 18

C. R. 6-69-1

States that the Rights of Punchayet and Sicca are injured by trees thereby causing him a loss - Solicits that orders may be issued to prevent the disturbance complained of and to grant him compensation for the trees so lost -

Order to advise Govt Supt strictly to abstain from disturbing the settlement of lands - Compensation is cognizable in the Civil Courts

D 26/1/70

In No 9827 29/1/70

Bangalore 25th January 1870.

To

The Officiating Secretary
to the Chief Commissioner
of Mysore and Coorg.

Sir

I beg to bring to your notice that the Ryots in the taloots of Mudgiry and Seera are injuring the date trees by cutting their tops and so preventing their growth and causing me a great loss.

I beg respectfully to request that the Chief Commissioner be solicited to issue such order as he may think proper to prevent such destruction in future and to grant me Compensation for the trees that have been destroyed.

I also beg to enclose my application to the Superintendent for Compensation for your information.

I remain Sir
Your Most Obdt Servt
Samuel Arathoon

Bangalore 24th January 1870

To

The Supt. Mundidroog District

Sir/

I have the honor to request you will bring to the Notice of the Chief Commissioner that the Ryots in the talooks of Mudgiry and Seera of the Toomkoor District are recklessly destroying the tops of the date tree which unless put a stop to by Authority, will be a cause of great loss borne and to Government - This circumstance I Reported to the Depty Supt on the 21st of December last, but received no Answer -

In the talook of Hoolyoordroog the date trees were Unlawfully cut by the Ryots during the Scarcity for fodder for their Cattle so that there are but few trees now of Sufficient Growth to produce toddy - hence another loss borne -

In 1866

I trust therefore that the Chief Commissioner will take my loss into Consideration and grant me Compensation for the date trees that have been destroyed

I remain Sir
Your Most Obt Servt
Samuel J. Arathoon

Read
From

1869/70 No. 6.6.0
No 3289

To D. J. Crathorn Esqr.
Bangalore

Dated 27 January 1870

Despatched —"—

Received 29th —"—

Enclosures No.

General No. 289 } 1869/70
Ar. Sl No. 924. }

S.R. 6-69-2

In reply to your letter of the 25th instant I am directed by the Chief Commr to inform you that instructions have been communicated to the Supdt of the Mandl Jail to take measures to prevent the destruction of the date trees in the Talavara reserve.

2. As regards the claim to compensation sent forward by you, I am directed to add that in the event of your

No 9829 29/1/70. having

having sustained any loss
You are at liberty to institute
a suit in a Civil
Court against the Rajah who
has destroyed Plaintiff
the date here

2/1/70. B 27/1/70

Copy

Copy of the foregoing Petition
& petition letter of the 25th Inst
forwarded to the Supt Sinde
Dis, with a request that this
orders may be issued to
prevent the destruction of date
trees in all unsettled Talooks
in the Dis

By Order

B

Copy

I. 256

From 1870. No 637

Mr. S. J. Brathwaite

To Bangalore

Dated 28 January 1870

Despatched

Received Recd 29th

Enclosures No.

General Register 18

S.R. 6-69-3

Mr. Brathwaite's letter of the 28th inst. and states that the trees have been destroyed by order of the Govt. Officials.

To Supt. for immediate report with previous letter

X. 29/1/70

B.J.M.

60 29/1/70

by

The Officiating Secretary
to the Chief Commissioner
Mysore and Coorg

Sir,

I beg to acknowledge your reply to my Communication of the 25th Inst. in which you inform me that the Commissioner advises my suing the Nyots for the loss they have been the means of causing me in the Civil Court. But I am credibly informed by my Agents that the trees were destroyed by order of the Government Officials viz. the Dept. Supt. and Ahmaldar of the District. On my Agents calling the Nyots with the remains of the destroyed trees to the Authorities, he received for answer from the Dept. Supt. that being Mr. Arathoon's Servant the Matter would be over looked this time, had it not been so, he would have imprisoned him for preventing the cutting of the trees, and directed the Ahmaldar to do so, should he ever interefere in future.

These trees I had been most careful in preserving in the Taluk of Mudgiry for upwards of twenty months and had provided todely from the Goribedenoor taluk of the Colar District, at my own expense (for which I had to pay Rupees four hundred monthly) rather than use the trees they have

have destroyed, which required rest and would this year have remunerated me amply had they been let alone -

I enclose a copy of a letter sent by me to the Dept. Supt. on the 23d of December last, also of one sent by me to the Almaldar neither of which have I received any reply -

The names of the villages are as follows -
1 Alganahally 2 Anoody - 3 Soonavady
4 Codigathala - 5 Poolamaguttu - 6 Kempa-
chenahaly - 7 Kanthvalalvo - 8 Meeral Kerre
9 Budivahaly - 10 - Chendradigy -

I have the honor to be
Sir
Your Most Obedt Servt
Samuel S. Arathoon

To
The Officiating Secretary
to the Chief Commissioner
of Mysore and Coorg
Bangalore 28th January 1870.

No. 3rd 22 December 1869.

To

The Secretary to the Government of Bengal,
Public Department.

Sir,

I have the honor to report for the information of the Lieutenant Governor that I have received a letter from the Commissioner of Chittagong Division, dated the 15th instant, in which he states that he has received a petition from Mr. Lewis Pelly, Agent to the Governor General in Central India, dated the 6th instant, in which he requests that the Lieutenant Governor will be pleased to direct the Collector of Chittagong to make over to him the person of Mr. Thomas Lewin, who is now in jail at Chittagong, under a sentence of imprisonment for two years, passed by the Deputy Commissioner of Hill Tracts, for the purpose of his being tried by the Political Agent of Tipperah, on charges of treason and rebellion against the Maharajah of Tipperah.

2. Mr. Lewin is a British subject, and has been residing in the Hill Tracts for many years. He has been convicted of the offence of abetting the Kookies in their late raid into Tipperah, and of having received a portion of the plunder obtained by them in that raid. He has been sentenced to two years' imprisonment, and a fine of Rs. 1,000, or in default of payment of the fine, to an additional imprisonment of six months.

3. The Commissioner is of opinion that Mr. Lewin should not be made over to the Political Agent of Tipperah, and that he should be allowed to undergo the sentence passed upon him by the Deputy Commissioner of Hill Tracts.

4. I am directed to request that the Lieutenant Governor will be pleased to communicate to the Government of India the above report of the Commissioner of Chittagong Division, and to state that the Lieutenant Governor is of opinion that Mr. Lewin should not be made over to the Political Agent of Tipperah, and that he should be allowed to undergo the sentence passed upon him by the Deputy Commissioner of Hill Tracts.

I have the honor to be,
Sir,
Your most obedient servant,
[illegible]
Secretary to the Government of Bengal.

21st December 1869

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Sd/ The Amaldar
Mudigiri Taluk | Samuel J. Arathoon
True copy

Bangalore 27th Januar 1870–

Copy of the Government order transmitted to the Amaldar with Letter —

I
a 56.

S.R.6-69-4

From 1869/70. No. 53
Journal
The Supt. Naval Stn.
Dated 29 January 1870
Despatched
Received
Enclosures No. Two
Journal No. 5357 } 1869/70.
No. 343.

Naval Office Journal No. 53 of 69
29th Instant.

With reference to the above Journal and immediate report another communication, of 28th Instant, from Mr. Crathorn, together with the accompanying enclosures.

By Order

29/1/70 29/1/70

1869/70 Clerk in charge

† in orig. - to be returned

General 1869. e.f. 489.

From The Superintendent Vanderkloof Division

To The Secretary to the Chief Commissioner of Affairs

Dated 11th February 1870

Despatched

Received 14th " "

Reg. 15th " "

Enclosures No. 2

General No. 1972 1869-70

Yours Docket No. 5357 of the 29th January 1870

Reporting the representation of [illegible] Contractor, Tsomkoor District, letter to [illegible] in m/s.

14/2/70

Acting Assistant

S.R. 6-69.

1457

2 copies 14/2/70

General 4972/69.40
No. 484/

Nandidroog Division,
Superintendent's Office
Bangalore 11th February 1870

To

The Secretary to the Chief
Commissioner for the Government
of the territories of H. H.
the Maharajah of Mysore

Sir,

In reply to your Docket No. 5357 Gl. 31/3 of the 29th January 1870, I have the honor to append Copy of a letter from the Deputy Superintendent of the Tovinkere District reporting on the representation of Sett Arathoon, Toddy Contractor.

*Surrendered.

2. I beg to observe that I have forwarded a Copy of that communication to Mr. Arathoon, and have intimated to him that he or his Local Agent might substantiate his allegations as to the destruction of the Toddy trees, by producing evidence before the Deputy Superintendent.

3. I have

3. The D. Superintendent has been instructed to delay no longer to carry out the Chief Commissioner's instructions prohibiting the destruction of data trees in unsettled Talooks.

I have the honor to be,
Sir,—
Your most Obt. Servt.

Geo. Gladwin
Offg. Superintendent

General 1218
No 498

Tavoy District,
D.C. Superintendent's Office
Camp Gyobbi 3rd February 1870

To
The Offg. Superintendent,
Tenasserim Division.

Sir,

With reference to your Circular Memo No 4789 of 1st Instant, and your No 4791 of same date giving, cover to correspondence between the Secretary to Chief Commissioner and Mr. Strathorn, Toddy Contractor of this District, I am unable without the delay of a reference to the Taloks, to state the facts of the case for your information.

2. The Toddy Contractor's Agents, in the marginally noted Taloks have recently unwarrantably prevented the Ryots from the privilege conceded them from time immemorial of cutting leaves of date trees to thatch into rope for their agricultural wants, and naturally

Thoon
Mudgiri
Kadaghiri

mutually, they complained to me during
separate audiences. I had both the Agents
and the Contractors' Agents before me
and heard what each had to state
and after due consideration, decided
that the interference on the part of the
Contractors' Agents was wholly unasked
for; and that it was our endeavour to
assert a right which the Agents had
always enjoyed both when the Sikkary
was in Amani (i.e. under Government
management) and also ever since the
the Contracts system has been in force;
and against which no complaints
have ever as far as I can ascertain,
been preferred by previous Contractors,
nor was it possible that Government
would have allowed it if injurious,
when the Sikkary was in Amani.

3. Under these circumstances I
decided, and personally informed both
parties, that the old practice could be

continued

continued of taking Leaves from the young
Trees from which Toddy was not being
extracted, but warned the Ryots that
this gave them no right to destroy or
injure any others, and that if they
did so, they would have to stand the
consequences, and also warned the Agents
of the Contractor that undue interference
on their part with Ryots thus taking Leaves
from immature trees, could not be tolerated,
and that if they did so, they too would
be liable to the consequences or to prosecution
at the instance of the party whose rights
they were endeavouring to contest.

4. The Contractor can therefore in
my opinion, be entitled to no compensa-
sation for alleged loss arising from his
endeavours to stop a practice which he
was in full force when he took up the
Contract and which he was, if not then,
at any rate aware of when his Con-
tract was renewed, and which
greatly

question has never been mooted, however, if he has entertained any doubt, which I do not credit, on his Agents admitted, as asserted by the Kyoto and the Amildar, that up to that time, December last, the Kyoto had in no case touched, bearing trees, the case obtain redress on ... against the offending parties only, in the ways provided and to bring by the Secretary to the Chief Commissioner.

5. I have, as directed, prepared a Circular to Amildars, directing them to prevent the destruction of Wadas trees in unsettled talukas," and as the question is agreed to be raised by them whether this old established right of the cultivating classes to Leaves of immature Date trees for agricultural purposes is thereby abolished I request the favor of instructions on this point and shall not in the meantime, prohibition reference being made to me

6. As

6. No letter on the subject has been received in my office from Mr. Arathoon, through a copy of one is sent to the Chief Commissioner.

I have, &c.

(Signed) C. Pearce,

Offg. Dy. Superintendent.

"Copy."

Herbert Hall

Offg. Superintendent.

Genl

No 5646

1870 997

From

To A. J. Arathoon Esq
Bangalore

Dated 15th Feb 1870

Despatched

Received 17th

Enclosures No.

General No. 5646 } 1869/70
P. No. 997. }

Gen. Letter dated 28th Jany 1870 regarding the destruction of date trees in the Sirá and Chiknayakanhalli Taluks.

In reply, I am directed herewith to forward Letter No. 4972 of 487 the 4th instant from the Asst. Inspr. Genl. of Forests, and to request that the Collector may be informed that the Government approve of the measures proposed by him for the protection of the date trees in the Taluks mentioned in the margin.

By order
15/2.

15/2/70.

24/67 27/2/70

Asst Secy.

S.R 6-69-6

1870. No. 206

From

To J. J. Grattan Esquire
Bangalore

Dated 8 August 1870

Despatched

Received 10 Aug 1870

Ref. No.

Enclosures No.

General No.

No. 1891 Augt 1870

S.R. 6-69-7

e 968

In reply to your letter dated 15 February last and answer the circumstances represented, I submit for consideration his case to compensate him for the loss sustained by the destruction of Tanks by fire.

To Lieut Col Cadell
To Capt Beaumont

To

The Secretary of the Chief Commissioner of Coorg

Sir

I am directed by the Chief Commissioner of Mysore and Coorg to acknowledge the receipt of your letter No. 5642/997 of the 15th February 1870, giving me a copy of a letter No. 4992/1087 dated the 11th February, from the Officiating Superintendent of Coorg to the Secretary to the Chief Commissioner of Mysore and Coorg.

I have the honor to state that I have according to the intimation therein contained, directed that, I Personally, or by Agent should visit the Talooks, with a view to substantiate the destruction of Toddy trees complained of by one

I have the honor to inform that I have visited the Talooks with the local Authorities and pointed out to them the destroyed trees, nearly two months ago; a list of which is herein enclosed for your information, a Similar report has been forwarded by the Amildars to the Supt. of Sunkoor, and as this Matter has been some considerable time in abeyance, I shall feel extremely obliged by your bringing this to the Notice of the Chief Commissioner, for his Consideration and early decision - Trusting that he will see fit to Compensate me for the losses I have sustained, in the same Manner that the late Contractor of Nagamunglum Talook of the Hassan district was compensated for the destruction of only 700 trees, in December last - Ninety Bazaars are short for want of Toddy in the Undermentioned Talooks -

Mudgiri ... 34 ... Seera - 25 - Hodiooroorg 35 -

I am Sir
Your most Obt. Servant

Bangalore
8th August
1870.

Memo

Taluks	Municipalities	Burnt	Effected	Total
Tovinkere	"	"	"	"
Kottigiri	~~Nil~~ 960	4018	50,401	55,379
Hudgiri	3,041	2415	95,292	1,00,748
Chikkanaikenhulli	90	753	138,195	139,038
Seera	7,304	3854	48,537	59,695
Koratagere	150	1727	2,886	4,763
Gubbi	40	"	832	872
Tovinkere	3,414	722	8,764	12,900
Honnalli	964	1715	67,481	70,160
Hosdurga	400	"	8,000	8400
	16,363	15,204	4,20,388	4,51,955

To

The Officiating Secretary
to the Chief Commissioner
of Mysore & Coorg.

Sir,

I beg to bring to your notice that the Ryots in the Talooks of Mudgiri and Seera are injuring the date trees by cutting their tops and so preventing their growth and causing me a great loss

I beg respectfully to request that the Chief Commissioner be solicited to give such order as he may think proper to prevent such destruction in future, and grant me compensation for the trees that have been destroyed.

I also beg to enclose my application to the Superintendent for compensation for your information

I remain Sir.

Your most obt. Servt.
(Sgd) S. J. Crathorn.

Bangalore
28th January 1870

To

The Officiating Secretary

to the Chief Commissioner

of Mysore & Coorg.

Sir

I beg to acknowledge your reply to my Communication of the 25th Instant - In which you inform me that the Chief Commissioner advises my suing the Ryots for the loss they have been the Means of causing me, in the Civil Courts - But I am Creditably informed by my Agents that the trees were destroyed by order of the Government Officials - Namely the Dept. Superintendent and Amildars of the District.

On my Agent telling the Ryots with the remains of the destroyed trees to the Authorities - He received for Answer from the Dept: Supt: "that being Mr. Arathoon's servant the Matter would be over looked this time, had it not been so he would have imprisoned him for presenting the cutting of the trees; and directed the Amildar to do so Should he ever interfere in future -

The trees I have been most careful in preserving in the Talook of Mudgiri for upwards of twenty months and had provided Toddy from the Goribedanore Talook of the Colar District at my Own Expense (for which I had to pay Rupees four hundred Monthly) Rather than use the trees that were destroyed, which required rest and would this year have remunerated me amply, had they been left alone -

I enclose a Copy of a letter sent by me to the Dept. Supt: on the 22d of December last, Also of one sent by me to the Amildar to neither of which I have received any reply -

I have honor to be

Sir

Your most Obt. Servt.

(Sgd) S. J. Arathoon

Bangalore

28th January 1870

true Copy.

General No 5989
Genl. No 924.

Mysore Chief Commissioners Office
Bangalore 27th January 1870.

To
J. J. Cracklow Esqr
Bangalore

Sir. In reply to your letter of the 25th Instant, I am directed by the Chief Commissioner to inform you that instructions have been communicated to the Superintendent of the Amindivey division, to take measures to prevent the destruction of date trees in the Islands referred to.

As regards the claims to Compensation put forward by you, I am directed to add that in the event of you having sustained any loss, you are at liberty to institute a suit in a Civil Court against the Mysloo who have destroyed the date trees.

I have the honor to be
Sir
Your Most Obedient Servt
(Sgd) R. Cole
Offg. Secretary

true Copy.

To

The Superintendent Mundidroog Division -

Sir/

I have the honor to request you will bring to the Notice of the Chief Commissioner that the Ryots in the Talooks of Mudgiri and Sera of the Toomkoor District are needlessly destroying the tops of the date trees, which unless I put a stop to by Authority will be a cause of great loss to me and to Government - This Circumstance I reported to the Dept. Supt. On the 21st of December last, but received No Answer -

In the Talooks of Hodlioordroog the date trees were unlawfully cut by the Ryots during the Scarcity for fodder for their Cattle so that there are but few trees now of sufficient Girth to produce toddy thence another loss to me -

I trust therefore that the Chief Commissioner will take my loss into Consideration and grant me Compensation for the date trees that have been destroyed -

I remain Sir

Your Most Obt Servt

(Sgd) S. J. Arathoon

Bangalore
24th January 1870

I am directed to forward herewith a copy of Judgment of the Officiating Superintendent in the matter of the Petition of Wyan Kaw Sirdar, praying for the restoration of the Cocoanut Trees alleged to be destroyed by the Rats in the Islands under the Jurisdiction of the Sirdar.

In forwarding a copy of Circular Order No. 8 of 17th February 1870, issued by Capt. Pearce, the Officiating Dept. Supt. of Coconut District, to the Mudugiri, Seera, & other Talooks, under instructions conveyed in your letter thereon, on my application to you requesting that orders may be issued to prevent the destruction of date trees, and their shoots &c. in those Talooks. I beg to state that no advantage has as yet been gained by the above mentioned Circular, inasmuch as the destruction of the trees has not been stopped, nor has the damage been ascertained.

I therefore solicit that the Dept. Supt. May be instructed to issue such orders to the Amildars of the Talooks to prevent the recurrence of the same, according to Circular order No. 14 of 23rd October 1866.

I beg that this letter may be forwarded to the Dept. Supt. Calling for an explanation on the Matter after due enquiry; when it will be found that date trees, shoots and leaves have been cut; that toddy is daily brought from Goribidanore for sale at

to Mudgiri at a monthly cost of Rupees 400.
that in Hoolioordroog Taluk 31 Shops have
been shut for the last fifteen months owing
to the destruction of the date trees during the
year of famine; and that Shops at Sira
and Mudgiri are likely to share the same
fate

I am Sir
Your most Ob. Servant
J. S. Arbuthnot

Bangalore
25th March

Copy of a Circular Order to all the Amildars in the Toomkoor District No 81, dated the 17th February 1870 -

Agreeably to Circular letter No 5015/538 of the 15th Instant from the Superintendent of the Chinchidroog Division. You are hereby directed to report if the Ryots in your Talook have last year, felled any more Toddy trees than were required for Agricultural purposes according to Manual; and if so how many trees, and under what authority -

(Sd) A. J. Bruce
Dy Asst.

True Copy
J. Vaughan

Copy of a Circular Order to all the Amildars in the Joom Kon District No. 14 dated 23d October 1866 -

On the letter No. 2291/269 dated 22d Instant, from the Superintendent of the Mundlebourg Division, giving Cover to a letter from Mr. Arathoon, it is stated that in Consequence of the people cutting the shoots &c of Joddy trees, the growth of the latter is checked and frequently the total destruction of the trees -

You are directed to report on the actual damages sustained by Ijardars. The Talook Authorities are, according to the rules now in force, only to use their Power in judicial Capacity, but in no way to interfere with either the Ijardar or his Gumastas in the Sale of Joddy. You are therefore directed to make Careful Inquiry and report how Many Joddy trees have been destroyed in Each Village and in what Manner, and the damages sustained thereby by the Ijardar and state immediate steps to prevent the future destruction of the date trees -

You are therefore directed to make it known to all Government Officials that they are prohibited from interfering with the Ijardars Agent in regulating the price of Joddy in the Kasabas and other places -

(Sgd) A. J. Bruce
Supt Sub

true Copy

H. C. C. Office
Bangalore 11th Augt 1870

h 2591
Sl. 648.
S.R. 6-69-8

J. J. Cruttenden Esq.
Bangalore

Sir, I am directed by the Officiating Chief Engineer & Secretary herewith with his Compliments the Enclosures which accompanied your letter of the 8th instant, and to intimate that a report on the matter referred to has been called for from the Supt of Roads.

I have &c

H. C. C. Office
10/8/70.

Their Office No. 5646/997 dated 15th July/70
with 2 Enclosures.

764

1870.

From

To S. J. Arathoon Esqre
Bangalore.

Dated 11th August

Despatched 12

Received

Enclosures No. 3

General No. 2591 } 1870/71
Jl. No. 648. }

Informs that a report
on the matter referred to
has been called for from
the Superintendent of
Nandidroog.

S.R. 6-69-9

To

The Secretary to the Chief Commissioner
of Mysore and Coorg

In reply to your Docket No 5643 of the 15th February 1870, giving Cover to Copy of a letter No 497 (458) dated the 11th February, from the Officiating Superintendent, to the Secretary.

I have the honor to state that I have according to the intimation therein Contained: directing that, I Personally, or by Agent should visit the Solvlls, with a view to substantiate the destruction of Soldy trees Complained of by me. I now have the honor to inform that, I have visited the Solvlls with the local Authorities and pointed out to them the destroyed trees, nearly two Months Ago. A list of which is herein inclosed for your information A Similar report has been forwarded by the Amildars to the Dept. Supt. of Sooni Koor, and as this Matter has been Some Considerable time in abeyance, I shall feel extremely obliged by your bringing this to the Notice of the

Chief Commissioner, for his Consideration and early decision - Trusting that he will see fit to Compensate me for the loses I have sustained, in the same Manner that the late Contractor of Nagamungalum Talook of the Hassan District was Compensated for the destruction of only 700 date trees, in December last -

Ninety Bazaars are shut for want of Godely, in the Undermentioned Talooks -

Mudgiri	34
Seera	25
Hoolioordroog	31
Total	90 - Bazaars.

I remain Sir
Your Most Obdt. Servant
Samuel S. Arathoon

Bangalore
8th August
1820

Memo

Taluks	Trees Cut down	Burnt	Topped	Total
Coonoor				
Kotagiri	960	4018	50,401	55,379
Mudgiri	3041	2415	95,292	100,748
Chikkanaickenhully	90	753	138,195	139,038
Seera	7304	3854	48,537	59,695
Coonghul	150	1727	2886	4763
Cudiur	40	4	832	872
Coonoor	3414	722	8764	12,900
Coonnully	964	1715	67,481	70,160
Kotagiri	400	"	8000	8400
	16,363	15,204	4,20,388	4,51,955

Sept. Arbitrajum Ins 2668 5/24 Ch/64
P Ca
Ch.

To Mr. Crawford

To Septs Insurance Co.

R. 2592
Sl. 127.

S.R. 6-69-10.

H. C. C. Office
Bangalore 11th August 1870

The Offg Supt. Kundidroog P.

Sir,

Adverting to your Letter No. 4972/487 of the 11th February last, reporting on the Representation of Mr. Arathoon, Toddy Contractor, regarding the destruction of Date trees in certain Villages of the Doonkoor District, I am directed to inform you that Mr. Arathoon has wrote to the Offg Chief Comptr informing that he has been waiting two Months for the results of the Enquiries made into his Complaint, but as yet has had no reply.-

2. The Offg Chief Comptr observes that the case appeared to should have been fully enquired into at once by the Dy Supt. and Mr. Arathoon's allegations proved or disproved, and he now requires you to report without delay what action has been taken with this object.-

3. I am also directed to enquire what are the rights of the Toddy Contractor in respect of Toddy trees generally in the Doonkoor District, and what Change will the Survey Settlement make in this respect.-

I have &c
H. B. Garbett
Offg Secy

10/8/70.

1870.

To

The Offg. Superintt. of the
Vaudeidroog Division.

Dated 11th
Despd. 12 } August
Regd. 13th

General No. 2592

Genl No. 127.

Requests to report without delay what action has been taken on the case of Mr. Arathoon, Toddy Contractor, regarding the destruction of date trees in certain talooks of the Joomkoor District.

Received
No. 75
1870

From The Superintendent of Ramdroog Division

To The Secretary to the Chief Commissioner of Mysore

Dated 15th August

Despatched 16

Received 16th

Reg.

Enclosures No. 1

General No. 2384 } 1870-71

Rev No. 75 }

The Correspondence No. 2592 of 127 of the 11th Instant.

Forwards copies of correspondence on the subject of the destruction of date trees in certain Talooks of the Doomkoor Division

D. C. Cur. with all

Approved 16. 8. 70

W. E.

17.8.20.

This seems to me to be a most unsatisfactory matter - the dismissal of these boys is not a matter depending on any consideration in the interests of the Constabulary, but in view of public opinion. Persons from whom the accused derive their livelihood & which side he is to be any compensation by the Constabulary should such dismissal be proved. If they are admitted in this case it

[illegible] case it
is to [illegible] position of
[illegible] of persons
(such persons should
be apprehended
[illegible] only in the
interests [illegible]
cannot [illegible] any
[illegible] responsi-
bility in the
[illegible] that appears to have
[illegible] taken by
[illegible] in connection
[illegible] in any
way the dismissal
[illegible] of these boys
by the Inspector. In
such cases by

General 2304?
Revt. 75

Nundidroog Division,
Superintendent's Office
Bangalore 15th August 1870

To
The Secretary to the
Chief Commissioner of Mysore.

Sir,

In compliance with the instruc-
tions conveyed in your letter No. 2592
of 11th Instant, I have the honor to
submit for the Chief Commissioner's
perusal, copies of the marginally
noted correspondence with the Deputy
Superintendent of the Tumkur District,
on the subject of the destruction of
date trees in certain Talooks of that
District complained of by Mr.
Arathoon, and to observe that on the
definition given by me in my
former letter, of the relative rights
and privileges of the Toddy Con-
tractor and the Ryots, has not been
disputed by the D.S. Superintendent,
I believe that it accurately describes
those relations.

X To Tumkur 5015
5238
15th Feby 1870

From D.S. 305
192
25th July.

To D.S. 2063
210
2d August.

2. With

2. With regard to paras 3 of the letter under reference, the D.I. Superintendent will be requested to submit an special report.

I have the honour to be,
Sir
Your Most Obedt Servt

Asstt Supdt
Offg Superintendent.

General 5015
Sp. 5538

Nandidroog Division,
Superintendent's Office
Bangalore 15th February 187

To
The D. Superintendent
Tumkoor District

Sir,

With reference to your letter Sp. 1218 498 of 3d Instant, I have the honor to state that from the representation made to me by Mr. Arathoon, there is reason to apprehend that the injury caused to the toddy trees in the Madagheri Taluk more particularly has arisen, less from the demanding of leaves required for Topes than from wilful devastation of the trees themselves.

I am informed that for many years past a strict supervision has been exercised by the Revenue authorities to preserve the interest of the Toddy contractors, toddy trees of all kinds being stripped or felled without the knowledge and consent of the Toddy Contractors. Regulations with this object have been laid down, and have been rigidly carried out.

Position of Govt. Rules Regd. Pruning leaves & Devastation of Trees by Ryots
Rules

It is unnecessary to describe the nature of the practice which has been hitherto followed, as the information is of course available in your office. On one point there is I believe no doubt that when at certain periods requisitions have been made to the Auxiliary forties for lascars used in rope making, no steps have been taken to comply with them without giving due intimation to the Abkarry Contractor and obtaining their assent to the proceedings.

The necessity for some such precaution indeed seems indispensable to prevent the Contractors from suffering loss indefinitely. As in the recent cases brought to notice by Mr. Arathoon, it would appear that the former rules have been set aside with the sanction apparently of the Revenue Authorities. I have to request that you will be good enough to enquire and report whether, and if so, under what

what circumstances any deviation has been allowed from former orders and practice in respect to the preservation of date trees, and what is the nature and extent of the felling or stripping of such trees that has taken places in the Madhpersi and other Talooks, up to the present time.

I have, &c.

(signed) J. G. Clarke,

Offg. Superintendent.

General 385
No. 192

Tanjore District,
Dy. Superintendent's Office,
Tanjore 25th July 1870.

To The Superintendent,
Pandidroog Division.

Sir,

With reference to your letter No. 5015/538 of the 15th February 1870 requesting to enquire and report under what circumstances any deviation has been allowed from former orders and practice in respect to the preservation of date trees, and what is the nature and extent of felling or stripping of such

such trees. I have the honor to annex a statement showing the number of trees felled, stripped &c. in the several Talooks of this District, and to state that it is impossible to ascertain when and by whom, the trees were destroyed, but it appears from the reports of Amildars, that the Ryots under the terms of a Contract (Hav: -ever anami Iyottigai) given out by Ezardars, were in the habit of denuding the leaves for the purpose of making ropes and baskets &c. and that only such trees as were in their fields and detrimental to cultivation, -ation. Those totally decayed, were felled by Ryots in some Talooks.

2. No deviation from former orders and practice has, under any circumstances, been allowed in respect to the preservation of these trees.

I have &c.
(Signed) A. J. Bruce
D. Superintendent

Talooks

Talooks	Number of trees decayed	No. of trees burnt	No. of trees felled	No. of trees stripped	Total
Tovankoor					
Kootighirie	"	3229	1744	51441	56,414
Mudgiri	"	24155	3041	95292	100,748
Chikkanaikenhully	141737	582	121	"	142440
Sira			1158	48537	59,695
Coonghul	"	1641	204	"	1845
Chuduk	6	722	40	832	878
Turiakeré	9234	"	4219	237	14410
Honnalli		657	748	41577	42977
Hadinadroog	"	433	30	7245	7708
Total	150977	9674	21305	245459	427115

(Signed) A. J. Bruce,
D.C. Superintendent.

General 2063
No. 210.

Chandidroog Division
Superintendent's Office
Bangalore 2d August 97

To
The D.C. Superintendent
Tovankoor District

Sir,

With reference to your letter No. 305/192 of the 25th ultimo furnishing a list of the No. of dead trees which have been felled stripped & otherwise destroyed in the Talooks and stating that it is impossible to ascertain when and by whom the destruction has been

been caused, I have the honour to observe that the allegation originally made by the Akkarry Contractor and which calls for explanation, is that the toddy trees in the Talooks of Madgeri Hirah and Harihardurg (more particularly) had been recklessly destroyed by the ryots & others with the approval of the late Lt. Supt. and the Shirdars who, so far from taking steps to arrest the destruction, threatened his (the Contractors) agents with punishment if they interfered. Your present report would seem to show that the Contractors complaint was well founded and it is evident that the Ryots have been permitted to strip the trees as well as to fell those "which were in their fields and detrimental to cultivation".

2. In the letter of the 3rd February last No. 210/498 Captain Pearse justified the proceedings taken by him in a summary enquiry, to prevent the Contractors

Agents

Agents from interfering to prevent the Ryots from making use of the leaves and shoots of young date trees for agricultural purposes, on the ground that this practice was sanctioned by "immemorial usage." With regard to this statement, I observed on my letter marginally noted that the information I had received was to a contrary effect, and that I understood that stringent rules had long been in force interdicting any interference whatever with the date trees without the consent of the Contractor, and that the greatest care had been taken to enforce these rules. It would not be inconsistent with these orders if under the terms of "Karaiyaimi Kuttigai" contracts, the Ryots have been in the habit of making use of the date trees for making ropes and baskets &c and indeed the existence of such private agreements demonstrate most clearly the fact that there could

have

P. 5015 d/15-12-90.
538.

have been no general licence to Ryots to cut date trees for the purpose mentioned.

3. In order therefore to enable us to deal with Mr. Scratton's complaint, it will be essential to ascertain (1) whether the Ryots have always exercised the privilege of cutting leaves for certain commute connected with their occupation as alleged by Captain Pearce, and if so to what has been the practice existing in this respect, (2) whether in cutting leaves without the consent of the Contractor's Agents, any actual injury has been sustained and if so, to what extent approximately and (3) whether, and to what (if any) extent injury has been caused by the Ryots felling trees whether situated in their fields or otherwise.

4. As the subject is one which will require an investigation being made on the spot, I would suggest that in the event of your being unable

to

to proceed to the Talooks for the purpose
at the present time, your Assistant
Mr Sareeminingar might be
deputed to conduct the enquiry which
if they may be expedited as much
as possible.

I have &c

(Signed) T. G. Clarke,
Offg. Superintendent

Copy

Richard Mackay
Offg. Superintendent

Revenue 1870 e. No. 2730
57

1
A 68

To The Superintendent of the
Aandoorny Division

Dated 18th Augt
Despatched —
Received
Rec. 28th —

Enclosures No.
General No. 2730 } 18
Rev. No. 57

S. R. 6-69-12

In reply to No 2304/75 of 15th Instt
Ills for a detailed report on the
complaint of Abraham Loody Contractor
claiming Compensation for date trees
extracted by Ryots. —

No. 2730
Rev. 57

No. 666
18 Augt 1870

To

The Supt, Nandt Dt.

Sir,

In reply to your letter No. 2376/75 of the 15th Instant, reporting on the subject of the complaint of the Brattam Toddy Contractor, regarding the destruction of date trees in certain Talooks of the Tondiman Dt, I am directed to state that the Report shows a most unsatisfactory state of affairs; and that the due preservation of these trees is not a matter requiring consideration in the interests of the Contractor, but in those of Govt. itself, whose revenue from this source depends thereon, & which will have to pay compensation to the Contractor where such demands have been allowed as that admitted in the correspondence submitted with your letter.

2. The Offg Chief Commr. remarks that so far as he is in a position to judge at present, Captain Pearse wholly misapprehended his duty in this matter, and incurred a very grave responsibility in the course that appears to have been taken by him in countenancing in any way the destruction of the trees by the Ryots; but Colonel Meade defers passing a final opinion on the con-

until the report that has been called for by you is submitted -

I am to add that the enquiry about to be made, - & which ought to have been instituted 6 months ago - should show as fully as possible the age & value to the Contractor of the trees destroyed, and the dates about which such occurred - also the parties who committed the devastation, & how far the local officials were responsible - Therefor - An agent of the Contractor should be present [Rhemuchant] the enquiry -

In forwarding a further Report, you are requested to submit your opinion as to the amount of compensation you would recommend in the case -

I have &c

18. 8.

18/8/70 -

Offg Secty

S.R.6-69-13

From

To

Dated 18

Despatched

Received 19

Regd 20

Enclosures No.

General No.

No.

18

To

The Secretary to the Chief Commissioner
of Mysore & Coorg—

Sir,

Agreeably to the Chief Commissioner's desire I have the honor to inform you that I called on the Superintendent Capt. Clarke, and told him, that the Chief Commissioner said I was to send any Agent to the Salvers and that an Assist. Supt. was to go to inquire into the destruction of the date trees.

He Supt. informed me that he had already instructed the Depty. Supt. on the 2 Inst. to do so — but that the Supt. said that he had no assist available, and asked that one might be sent from this, and in reply to his request was told that there was no one here to go. He Supt. further applied one to write to the Supt. requesting to be informed when an assist. would be ready — I have now the honor to request that you will bring to the notice of the Chief Commissioner that two Inquiries have already been made, months ago, by the Tehsildars and that, on each occasion, they sent in their reports to the same effect viz — that trees had been destroyed — and I am sure the Assist. will not be able to

to report otherwise—

As to the second question, was it Manood for the Rajahs to cut the leaves &c, I respectfully submit that it was not—and the same rule exists in Chittledroog, that the trees are not to be interfered with—

I therefore beg to state that I Consider that no advantage can be gained by sending an Assist. and ~~Addl~~ as several Months have elapsed since the damage was done and the traces of it must to a great extent be obliterated by the lapse of time—and besides no one can count over 4,50,000 trees, in ten different Talooks under some months, which will not only involve expense to Government, but also cause a great delay and a consequent further loss here—I beg to state that I am prepared to accept the Number of trees as stated in the petties received from the Amildars and to take any reasonable Compensation that Government may think fit to offer me in order to obviate any further delay—

I have the honor to be
Sir
Your most Obt. Servant
Samuel J. Arathoon

18th August
1870
Bangalore

W. Condition may be satisfied with the result of the inquiry already made by Sir ... ct, & I suppose to know quietly by him the translation was done & if it is favourably decided as not by the Dep. Sup. Land Office here, what is the compensation that the Condition can fairly claim from Govt for the loss he incurred by ...

Wish the Lieut. to order how this can be

reported on and W. Condition should be suspended & land ... bought if desired by him & to do so. I cannot do this any further than by pointing out that the ... of one of his people

Rec'd

Reply to Lieut Ass. Thom. & send copies to Sup. Gen. W.B.

Ch. Com.

19. 8. 70

Mr Eccles W.B.

W.C.

No. 2835
No. 94.

S.R. 6-69-14

Bn. C. C. Office
Bangalore 22 August 1870

To
S. Grathorn Esq
Bangalore

Sir,

In reply to your letter of the 18th instant I am directed to state that the Offg Chief Comptr is not satisfied with the result of the inquiry already made into your complaint. He requires to know exactly by whom the destruction of the date trees was done, and if it was generally sanctioned or not by the Dy Supt. and Local Officials. Also what compensation if any you can fairly claim from Govt for the loss so sustained.

2. I am also directed to observe that it is for the Supt to see whether these points can be best ascertained and reported on, and you should be prepared to lead the Agent, if desired by him to do so. The Offg Chief Comptr cannot see that any further investigation of any sort can be made without the presence of one of your people.

L.E. with any letter forthcoming Nov. 6.

22/8/70.

Yours &c
22. 8.
Offg Secy

Copies of the above & of Mr. Grathorn's letter of 18th. of even date sent as forwarded to the Supt, Standing Dr. for info

No. 2836
D 469.

No 268

To

T. Watkins Esquire

Bangalore

Dated 22d August 70

Despd 23d

No: 2835

No 94

In reply to letter of the 18th instant states that the Chief Commr is not satisfied with the enquiry made into his complaint regarding the destruction of date trees and the compensation he is entitled to and requests to send his agent for the investigation to be made by the Superintendent if desired by him—

No 2835 / 1869